Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 912-13733-1337-052	Date: 7/23/12	Time: 2204	
Location: [redacted] Bellflower Boulevard	City or Station: Bellflower		
Bureau/Station/Facility: F.O.R. III / Lakewood Station	Admin. Investigation: YES [ ] NO [X]		
Type of Force: Significant / Impact Weapons / Personal Weapons / Control Techniques / Resisted Handcuffing			
Deputy Injury: YES [ ] NO [X]	Suspect Injury: YES [X] NO [ ]		
[X] Call	[ ] Observation	[ ] Detail	[ ] Foot Pursuit / [ ] Vehicle Pursuit
IAB Notified: YES [X] NO [ ]	Person Notified: Lieutenant Libertone	Emp: [redacted]	IAB Roll Out: YES [ ] NO [X]

Involved Employee

E1

Employee #: [redacted]	Last Name: Mailloux	First Name: Daniel	Middle Name:
Sex: [X] Male [ ] Female	Race: W	Unit of Assignment: F.O.R. III / Lakewood Station	Work Assignment (Unit #, Module, etc.): 133H
Shift: [ ] EM [ ] Day [X] PM	[X] Regular Shift [ ] OT Shift [ ] Off Duty	Age: [redacted]	Height: 5'10" Weight: 210
[ ] Injured [ ] Treated [ ] Admitted Hospital:	Coroner Case #:	Directed Force [ ]	Significant Force [X]

E2

Employee #: [redacted]	Last Name: [redacted]	First Name: [redacted]	Middle Name:
Sex: [X] Male [ ] Female	Race: H	Unit of Assignment: [redacted]	Work Assignment (Unit #, Module, etc.): [redacted]
Shift: [ ] EM [ ] Day [redacted] PM	[redacted] Regular Shift [ ] OT Shift [ ] Off Duty	Age: [redacted]	Height: 5'05" Weight: 170
[ ] Injured [ ] Treated [ ] Admitted Hospital:	Coroner Case #:	Directed Force [ ]	Significant Force [X]

E3

Employee #: [redacted]	Last Name: [redacted]	First Name: [redacted]	Middle Name:
Sex: [ ] Male [X] Female	Race: H	Unit of Assignment: [redacted]	Work Assignment (Unit #, Module, etc.): [redacted]
Shift: [ ] EM [ ] Day [redacted] PM	[redacted] Regular Shift [ ] OT Shift [ ] Off Duty	Age: [redacted]	Height: 5'03" Weight: 130
[ ] Injured [ ] Treated [ ] Admitted Hospital:	Coroner Case #:	Directed Force [ ]	Significant Force [ ]

[ ] Additional Involved Employees

On Duty Supervisor

Emp. #	Last Name	First Name	Middle Name	Rank	Present	Witness to Incident
[redacted]	Vizcarra	Daniel		Sergeant	YES [ ] NO [X]	YES [ ] NO [X]
[redacted]	Peterson	James	C.	Sergeant	YES [ ] NO [X]	YES [ ] NO [X]

Watch Sergeant

Emp. #	Last Name	First Name	Middle Name
[redacted]	Bearse	Cynthia	K.

Watch Commander

Emp. #	Last Name	First Name	Middle Name
[redacted]	Lindblom	Eric	R.

Lieutenant Eric R. Lindblom — Watch Commander (Print Name)
Eric Lindblom — Watch Commander's Signature: Emp #: [redacted] Date: 7-25-12

Sergeant James Peterson — Supervisor Completing Form: (Print Name) Emp #: [redacted]
Copy Provided to Employee by: Emp #:

Captain Merrill E. Ladenheim — Unit Commander (Print Name)
Unit Commander's Signature: Emp #: [redacted] Date: 09/12/12

CONTENTS NOTED M.ROTHANS

DISCOVERY Use Only
FO# 2316897

Original: Discovery Unit
Copy: Unit Commander

Supervisor's Report on Use of Force
SUSPECT INFORMATION
9 1 2 - 1 3 7 3 3 - 1 3 3 7 - 0 5 2

Suspect Information

S 1

Last Name: Gibson | First Name: Branden | Middle Name: Joseph

AKA Last Name: | First Name: | Middle Name:

Sex: [X] Male [ ] Female | Race: W | Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Work Phone: [redacted] | Home Phone: [redacted] | Age: 19 | Height: 5'11" | D.O.B. 11/11/92 | Weight: 190 | Armed? [X]

Booking #: 3240004 | Primary Charge Code: 245(a)(1) P.C. | Secondary Charge Code: | Criminal History [redacted]

EMT in attendance? [X] YES [ ] NO Name: Los Angeles County Fire Department | Unit: Engine 98 | Phone #: (562) 925-8112

Hospital Admission? [ ] Rec'd Treatment At: Lakewood Regional Medical Center | Coroner Case #: | Mental History [ ] User's guide provides direction on this entry

By Doctor: Steve Zielinski | Address: 3700 East South Street, Lakewood, 90712 | Phone #: (562) 602-6800

Under Influence: [X] YES [ ] NO Substance: Alcohol | 5150 a factor in force [ ] YES [X] NO User's guide provides direction on this entry

Suspect Interview

Date: 7/23/12 | Time: 2355 | [ ] Audiotape: [X] Videotape: [ ] Photos of Injuries: [ ] ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: [ ] Male [ ] Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? [ ]

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History [ ]

EMT in attendance? [ ] YES [ ] NO Name: | Unit: | Phone #:

Hospital Admission? [ ] Rec'd Treatment At: | Coroner Case #: | Mental History [ ] User's guide provides direction on this entry

By Doctor: | Address: | Phone #:

Under Influence: [ ] YES [ ] NO Substance: | 5150 a factor in force [ ] YES [ ] NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | [ ] Audiotape: [ ] Videotape: [ ] Photos of Injuries: [ ] ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: [ ] Male [ ] Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? [ ]

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History [ ]

EMT in attendance? [ ] YES [ ] NO Name: | Unit: | Phone #:

Hospital Admission? [ ] Rec'd Treatment At: | Coroner Case #: | Mental History [ ] User's guide provides direction on this entry

By Doctor: | Address: | Phone #:

Under Influence: [ ] YES [ ] NO Substance: | 5150 a factor in force [ ] YES [ ] NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | [ ] Audiotape: [ ] Videotape: [ ] Photos of Injuries: [ ] ADMITS HEARING ANNOUNCEMENTS

[ ] **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION
9 1 2 - 1 3 7 3 3 - 1 3 3 7 - 0 5 2

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name

Non-Employee Witnesses

Last Name [redacted]	First Name [redacted]	Middle Name	Age 24	D.O.B. [redacted]
Street Address [redacted]	City [redacted]	Zip Code [redacted]	Work Ph. [redacted]	Home Ph. [redacted]
Last Name	First Name	Middle Name	Age 24	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.

☐ Additional Witness

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Gibson	S#1	Mailloux	E#1	UC	NN	
Gibson	S#1	[redacted]	E#2	UC	NN	
Gibson	S#1	Mailloux	E#1	RS	NN	
Gibson	S#1	[redacted]	E#2	RS	NN	
Mailloux	E#1	Gibson	S#1	BI	BR	BK
Mailloux	E#1	Gibson	S#1	BI	BR	SH
Mailloux	E#1	Gibson	S#1	BI	BR	LE
[redacted]	E#2	Gibson	S#1	BI	AB	LE
Gibson	S#1	Mailloux	E#1	RS	NN	
Gibson	S#1	[redacted]	E#2	RS	NN	
Mailloux	E#1	Gibson	S#1	BI	BR	BK
Mailloux	E#1	Gibson	S#1	BI	BR	SH
[redacted]	E#2	Gibson	S#1	BI	BR	LE
Gibson	S#1	Mailloux	E#1	RS	NN	
Gibson	S#1	[redacted]	E#2	RS	NN	
Mailloux	E#1	Gibson	S#1	PH	FR	NO
Mailloux	E#1	Gibson	S#1	PH	FR	FA
Mailloux	E#1	Gibson	S#1	CT	NN	
[redacted]	E#3	Gibson	S#1	RH	NN	

Supervisor's Report on Use of Force
912-13733-1337-052

Force Applied

Significant / Impact Weapons / Personal Weapons / Control Techniques
Resisted Handcuffing

Incident Details

Deputies Mailloux, [redacted] and [redacted] responded to a fight call at [redacted] Bellflower Boulevard. The call indicated that one of the involved parties was armed with a knife and described him as a male Hispanic who was bald and wearing no shirt. The call was later updated to indicate the individual armed with the knife had left the scene and was walking southbound on Bellflower Boulevard.

While en route to the call, Deputy Mailloux saw an individual (later identified as Suspect Gibson) who matched the description standing in front of a market at 15700 Bellflower Boulevard. Deputy Mailloux drove into the parking lot to contact him. Deputies [redacted] and [redacted] arrived a short time later. Deputies Mailloux and [redacted] contacted Suspect Gibson. Deputy Mailloux attempted to detain and speak with Suspect Gibson regarding the call for service. Suspect Gibson stood with his fists clenched, and was uncooperative, belligerent and argumentative with Deputy Mailloux. Deputies Mailloux and [redacted] gave Suspect Gibson several orders to place his hands behind his back for which he did not comply.

Suspect Gibson responded by raising his clenched fists, blading his body and taking a fighting stance. He then yelled, "Fuck you, make me!" Suspect Gibson with fists clenched took a step toward Deputy Mailloux. Believing Suspect Gibson was possibly armed with a knife, as he had not been searched and was about to assault him, Deputy Mailloux used his baton and struck Suspect Gibson once on the left leg and several times on his upper left shoulder area. Suspect Gibson turned toward Deputy [redacted] and he ([redacted]) struck Suspect Gibson once in the right leg with the baton. Deputy Mailloux then ordered Suspect Gibson to turn around and place his hands behind his back. Suspect Gibson maintained his aggressive posture keeping his fighting stance. Deputy Mailloux struck him two additional times with his baton on the left shoulder area and Deputy [redacted] struck him several times on his right leg.

Deputies Mailloux and [redacted] ordered Suspect Gibson to turn around, get down on his knees and place his hands behind his back. Suspect Gibson slowly complied with their orders. Once he was on his knees, Deputy [redacted] approached Suspect Gibson and began to handcuff him. She placed a handcuff on his left hand but before she was able to handcuff his right hand he pulled it from her and lunged toward Deputy Mailloux, yelling, "Fuck you!" To stop Suspect Gibson's assault and prevent him from pulling his hands away from Deputy [redacted] Deputy Mailloux struck Suspect Gibson one time in the face with his right elbow and secured his right arm allowing Deputy [redacted] to overcome his resistance and handcuff him.

A butterfly knife was found near the area where the suspect had attempted to stab the victims. Deputy Rosa located the knife at [redacted] in the southbound traffic lane.

Reported Use of Force by Involved Employee(s)

Deputies Mailloux, [redacted] and [redacted] submitted written reports documenting their actions and uses of force, which were consistent with the verbal notifications.

Witness Interview(s)

Witness [redacted] (Independent Witness):
I interviewed [redacted] who was 7 or 8 feet away when the incident occurred. Witness [redacted] was reluctant to speak with me about what he had seen, but agreed to when I ensured him I would not record his face during the video recorded interview.

Witness [redacted] told me he saw deputies talking to Suspect Gibson, who was standing in front of the entrance to a market. The deputies were telling Suspect Gibson to turn around but Suspect Gibson refused to obey their orders and continued to ask, "What did I do?" Witness [redacted] told me he heard the deputies tell Suspect Gibson to turn around or place his hands behind his back numerous times for which he refused to comply. After several seconds of refusing to obey the deputies' orders, Suspect Gibson told them he knew he was going to lose the fight and clenched his fists, taking a fighting stance. Witness [redacted] said he saw a deputy strike Suspect Gibson 4 or 5 times on the legs with a baton in order to knock him down. This appeared to cause Suspect Gibson to comply with their orders and he turned around. At this point Witness [redacted] turned his attention to his young [redacted] who was still in his car. Witness [redacted] stated he took his [redacted] out of the car and by the time he turned his attention back to the deputies Suspect Gibson was already seated in the backseat of a radio car. Witness [redacted] added that the deputies were very clear in their instructions to Suspect Gibson and felt they did what they had to do.

I, Sergeant Peterson, contacted Suspect Gibson's [redacted] ([redacted]) and [redacted] ([redacted]) at the location of occurrence. They stated Suspect Gibson had just left their residence and was extremely angry and hostile. Shortly afterward they heard sirens and feared he had become involved in some type of incident. They drove in the direction they heard the sirens and eventually found the location where Suspect Gibson was being detained.

I interviewed [redacted] on video. She told me Suspect Gibson had come to her new residence to help her and her [redacted] move. After they had finished for the day, Suspect Gibson drank a couple of beers, at which time he became agitated and hostile. Ms. [redacted] tried to calm Suspect Gibson because she did not want to cause problems at her new residence (Ms. [redacted] could not remember her new address so she provided me with the address of her [redacted] house).

After trying unsuccessfully to calm Suspect Gibson down he stormed out of the location on foot. Ms. [redacted] and several family members tried to get Suspect Gibson to return to the location so they could drive him home but he refused to cooperate with them. Eventually the family members gave up and returned home, allowing Suspect Gibson to continue walking away from the location. Ms. [redacted] told me Suspect Gibson has a long history of anger issues and stated he has a lot of personal problems. She told me she did not believe that alcohol was a factor in his behavior. She stated he frequently acts out whether or not he is drinking.

I interviewed [redacted] who had accompanied [redacted] in her search for Suspect Gibson after hearing the sirens. Ms. [redacted] told me Suspect Gibson had helped her and her

[redacted] move into their new residence. After they had finished for the day, Suspect Gibson had a couple of beers becoming agitated and hostile. Ms. [redacted] tried to calm Suspect Gibson down but he refused to cooperate with her or the other family members at the location. Suspect Gibson stormed out of the location on foot with several family members following him, trying to persuade him to return to their residence. The family members eventually returned without Suspect Gibson. Ms. [redacted] told me Suspect Gibson has a history of anger issues.

Suspect Gibson Interview(s)

Suspect Gibson Interview(s) Conducted by: ☒ Watch Commander ☒ Supervising Sergeant

I, Lieutenant Lindblom attempted to conduct a videotaped interview of Suspect Gibson at Lakewood Regional Medical Center at 2355 hours. It was immediately apparent that Suspect Gibson was extremely intoxicated. He was belligerent and hostile to the medical staff. He would calm down for brief periods of time then suddenly become agitated, hostile and belligerent. When we began the interview I asked him his name, and he told me it was Branden Gibson. Suspect Gibson then asked me why we had not read him his Miranda Rights when we arrested him. I told him it was not a requirement. He began yelling and referring to us as liars. I told Suspect Gibson this was his opportunity to tell me what happened between him and the deputies. Suspect Gibson said, "I don't know what the fuck you're talking about." I asked him if he had an earlier dispute with his family members and if they had asked him to leave the house. Suspect Gibson told me he did not remember. He then said it was probably true because none of his family members wanted anything to do with him. Suspect Gibson again began screaming that we were supposed to read him his Miranda Rights and that filming him was illegal. Suspect Gibson told me, "Get the fuck out of my face or read me my rights." I tried to explain to him we were not questioning him about a criminal matter and that this was an administrative investigation only. I told him he did not have to speak with me if he did not want to and again told him this was his opportunity to tell me what happened between him and the deputies. Suspect Gibson continued to cuss and yell that we were required to read him his rights. He then asked what he was being charged with. I told him he was under arrest for assault with a deadly weapon. Suspect Gibson said he did not assault anyone and continued on about not being read his Miranda Rights, saying we were breaking the law. I asked Suspect Gibson if he had consumed any alcohol. Suspect Gibson told me he had been drinking all night. I asked him if he was using any narcotics, and he told me he was not. I asked him if he had any mental problems, and he told me he did not. I asked him if he had any injuries. He would not answer me. He told me he was taking the "fifth" and again said he would not talk to me unless I read him his rights. I had Sergeant Peterson film the visible injuries Suspect Gibson had. I saw bruising on the left and right side of Suspect Gibson's shoulder/back area, bruising on both legs, an abrasion on his right leg, as well as slight swelling to the nose/face area. I discontinued the interview at 0000 hours.

Medical Review

Suspect Gibson was treated at the scene by Los Angeles County Fire Department Company 98, under the direction of Captain Garcia. He was transported to Lakewood Regional Medical Center for additional treatment and clearance for booking. Suspect Gibson was examined by Doctor Steve Zielinski and received an MRI. Suspect Gibson had bruises on his back and shoulder areas (right and left), an orbital and nasal fracture, bruises on his left leg, and bruising and an abrasion

on his right leg. Doctor Zielinski said that the bruising on his shoulder and back areas, as well as the bruising and abrasion on his legs were consistent with being struck by a baton. Doctor Zielinski said the nasal and orbital fractures were consistent with being hit in the face with an elbow.

Training & Tactical Review

☒ **Debriefing held to discuss training and tactical issues.**

The involved personnel are to be commended for their professionalism and restraint in dealing with a hostile, uncooperative and irrational suspect who was believed to be armed with a knife. The deputies gave Suspect Gibson several orders to place his hands on the hood of the radio car and/or to turn around which he chose to ignore. When it became clear Suspect Gibson intended to fight, the deputies used their impact weapons (expandable batons) in order to gain his compliance and stop the suspect's assaultive behavior. After Suspect Gibson appeared to be complying with their orders, he suddenly became assaultive again at which time Deputy Mailloux used personal weapons in a very limited, yet effective manner and Deputy [redacted] was able to handcuff Suspect Gibson without further incident.

The use of O.C. spray was discussed as an option when the suspect became assaultive again as they were trying to handcuff him, however, there were several concerns about using a chemical agent in this situation. When Suspect Gibson became assaultive the deputies were in very close proximity to him. The use of a chemical agent would very likely have contaminated Department personnel as well as Suspect Gibson. This would have had the effect of rendering deputies more susceptible to assault as they became distracted by the effects of the O.C. spray. Another concern is the fact that O.C. spray is not always immediately effective. In close quarters, personal weapons are typically more effective and accessible whereas the time it would take to remove their O.C. spray from their belts and the time it might potentially take to affect the suspect would potentially give him the opportunity to assault one or more Department personnel.

During our discussion, I recommended the use of the Taser over impact weapons in instances such as this one. The Taser would allow the deputies to maintain a safer distance from Suspect Gibson who was possibly armed with a knife at the time of their contact. The Taser has the potential to be as effective in incapacitating a suspect as the use of impact weapons, without placing the deputies in a position where they could be assaulted with a sharp object. I stressed the importance of checking out a Taser at the beginning of their shift each day. None of the deputies were in possession of a Taser at the time of the incident.

Watch Commander's Review

The deputies were confronted with an extremely hostile and belligerent suspect who had already assaulted two people, attempting to stab them with a butterfly knife. His family members confirmed he was acting aggressively and they were unable to control him. During my interview of the Suspect Gibson he displayed the same aggressive and hostile attitude. The deputies did an excellent job in getting Suspect Gibson into custody with minimal injury to him and no injury to deputy personnel. The deputies used a limited number of baton strikes and assessed the situation. When Suspect Gibson appeared to be cooperating they ceased the strikes and

attempted to handcuff him. When he again became combative he was immobilized with a single elbow strike and then handcuffed without further incident.

Regarding the use of the baton by Deputy Mailloux, during my interview I saw that Suspect Gibson had bruises consistent with baton strikes on both the left and right side of his upper back/shoulder area. In Deputy Mailloux's report, he described hitting Suspect Gibson on his left shoulder area only. I spoke with Deputy Mailloux about his use of the baton on Suspect Gibson. Deputy Mailloux told me that as he struck Suspect Gibson with his baton on the left shoulder area, Suspect Gibson rotated his body forward squaring his left shoulder toward him, causing Deputy Mailloux's baton strikes to roll/connect on the left and right side of Suspect Gibson's rear shoulder and back area. The baton being fully expanded caused the strikes to cover the width of Suspect Gibson's back, explaining and being consistent with a full contact strike of the baton.

The deputies' use of force in this incident was measured and effective. I recommend no further action on this matter.

Case Status

The District Attorney's Office at Bellflower Court filed felony case #VA125857 against Suspect Gibson, charging him with two counts of 245(a)(1) P.C., and one count each of 21510(a) P.C. and 148(a)(1) P.C.